

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Departmental Proceedings against Sri N.Balaji Rao, Superintendent of Police (NC), CID, Hyderabad, (Now Retired) - Initiation of departmental action under the provisions of Rule 9 of A.P. Revised Pension Rules, 1980 - Articles of charges - Issued.

HOME (SERVICES-I) DEPARTMENT

G.O.Rt.No. 905

Dated: 10/04/2013

Read the following :

Ref: 1) From the Director General of Police, Hyderabad,
Lr.Rc.No.1626/O2/2012, dated 22.02.2013.
2) G.O.Ms.No.94, Home (Ser.I) Dept., Dated 10/04/2013

* * *

ORDER :

In pursuance of the sanction accorded by Govt. under sub-rule (i) of clause (b) of sub-rule (ii) of Rule 9 of A.P. Revised Pension Rules, 1980 for initiating disciplinary proceedings against Sri N.Balaji Rao, Superintendent of Police (NC), CID, Hyderabad, (Now Retired) vide reference 2nd read above, it is proposed to hold an enquiry against Sri N.Balaji Rao, Superintendent of Police (NC), CID, Hyderabad, (Now Retired), in accordance with the procedure laid down in Rule 20 of the A.P.C.S. (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I & II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure III & IV). Copies of the documents cited in Annexure III are also communicated herewith to the charged officer. Other witnesses and documents will also be cited and examined if necessary in addition to the witnesses and documents already cited in Annexures-III & IV.

3. Sri N.Balaji Rao, Superintendent of Police (NC), CID, Hyderabad, (Now Retired) is directed to appear before the disciplinary authority and submit a written statement of defence within 10 days from the date of the receipt of this order.

4. Sri N.Balaji Rao, Superintendent of Police (NC), CID, Hyderabad, (Now Retired) is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri N.Balaji Rao, Superintendent of Police (NC), CID, Hyderabad, (Now Retired) is further informed that if he does not submit his written statement of defence on or before the date specified in para-3 above, further action will be processed based on the material available.

6. Attention of Sri N.Balaji Rao, Superintendent of Police (NC), CID, Hyderabad, (Now Retired) is invited to Rule 24 of the A.P.C.S. (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to her service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that Sri N.Balaji Rao, Superintendent of Police (NC), CID, Hyderabad is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the A.P.C.S. (Conduct) Rules, 1964.

7. Receipt of the Memorandum may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

T.P.DAS
PRINCIPAL SECRETARY TO GOVERNMENT

To,

The Director General of Police, AP, Hyderabad - He is requested to serve copy to the individual under proper acknowledgment and furnish the dated acknowledgement of the individual, for record.

Sri N.Balaji Rao, Superintendent of Police (NC), CID, Hyderabad through the DGP, AP, Hyderabad.

// FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE - I

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SRI N.BALAJI RAO, SUPERINTENDENT OF POLICE (NC), CID, HYDERABAD, (NOW RETIRED)

* * *

That Sri N.Balaji Rao, worked in CID as SP (NC in CID from 03.09.2010 to 28.02.2011. While working as SP (NC) Administration in CID Hyderabad has indulged in illegal activities, collected money, being a public servant behaved in a manner which is unbecoming of a Govt. Employee and derogatory to the prestige of Government- In violation of Rule:3 (1) and (2) of APCS (Conduct) Rules 1964.

ANNEXURE-II

BASIS OF CHARGE:

That Sri M.Shiva r/o H.No.5-6-33, Sangeeth Nagar, Kukatpally, Hyderabad submitted a petition alleging that Sri Balaji Rao, while working as Superintendent of Police, CID promised them that he would provide Government jobs (DEO/Driver) in CID Office, Hyderabad and their services will be made permanent within 2 years. Saying so, he demanded Rs.1,20,000/- for each post and he received Rs.50,000/- as advance from each, person, coming to total to Rs.5 lakhs through his friend Sri Ramesh, from the following candidates.

1) Naga Raju	.. 9948840396
2) Saidulu	.. 9640828499
3) Saidireddy	.. 9912544005
4) B.Ramesh	.. 9391561475
5) A.Veera Swamy	..
6) A.Madhu	.. 9848692702
7) G.Ratna Kumar	.. 9493090137
8) K.Chandra Shekar	.. 9010400406
9) K.Raghavender	.. 9010400406
10) M.Shiva	.. 9553875325

The petitioner further stated that, whenever they insisted for appointment orders, the delinquent went on postponing the issue by informing them that the file pertaining to the subject was pending with Sri P.Goutham Kumar,IPS, Prl. Secretary to Government, A.P. Secretariat. The money was paid to one Mr. Ramesh friend of the delinquent, up on his instructions and in his presence. The petitioner disclosed that they borrowed the amount and they have been paying the interest since the date of payment of the amount to the delinquent. He has neither provided jobs to them nor refunded the amount and thereby cheated them.

The petitioner requested to take suitable action against the delinquent and his friend Ramesh for cheating them and to see that the amount is refunded to them at the earliest.

During the course of petition enquiry, the Enquiry officer collected both oral and documentary evidence to find out the veracity of the truth or otherwise into the allegations leveled by the petitioner Sri M.Shiva, against the delinquent who was retired from service as SP (NC), CID, Hyderabad, and a private person Sri U.G.Ramesh.

The oral and documentary evidence gathered during the enquiry, revealed that the delinquent worked as S.P. (NC) Administration in CID, Hyderabad and was retired from service on 28-2-2011. U.G.Ramesh, who is an Ex-Serviceman, known to the delinquent, when the delinquent was working in Kovvur Sub-Division, West Godavari District.

Sri U.G. Ramesh having met with a road accident at Tarnaka, Hyderabad lost the sight to his left eye. He came to know that the delinquent was working in CID, Hyderabad and he met the delinquent in his office in the year 2010 and requested to provide some work to earn his livelihood. Then the delinquent asked U.G.Ramesh to provide him food from his house on daily basis since he is away from his family, for which he will pay Rs.4,500/- p.m. Accordingly, U.G.Ramesh started supplying food to the delinquent from his house daily and it was continued for about 8 months.

While the matter stood thus, in the beginning of 2011 the delinquent informed U.G.Ramesh, that some posts of Data Entry Operators & Drivers are vacant in CID and he is competent to provide those posts, saying so he advised U.G.Ramesh to get the suitable candidates.

As per the advice of the delinquent U.G.Ramesh contacted Smt.Shanthi, who is known to him and informed her about the posts available in CID. In turn she directed the petitioner Sri M.Shiva, and some of her relatives and other friends namely, Nagaraju and others to meet Mr.U.G.Ramesh. Accordingly, they have approached Mr.Ramesh and furnished their Resumes. After collecting the resumes, U.G.Ramesh taken them to the delinquent and produced them before him in CID Office.

The delinquent had received their Resumes, verified and conducted their oral interview. When Smt.Shanthi met the delinquent on behalf of her candidates, the delinquent advised her to consult Mr. U.G.Ramesh and pay the amount directly to him. Accordingly, Mr..Ramesh had collected about Rs.5,00,000/- from the candidates of Smt.Shanthi and about Rs.1,30,000/- from the candidate of Sri S.Sitharam and collected some more amount from other candidates belonged to his native place.

On the demand of the delinquent, Mr. Ramesh had supplied household articles such as Refrigerator, Double Cot, Mattresses, Bed sheets, Dining Table with chairs, Sofa set, Dressing Table, Chairs, grinder, Mixee and kitchen-ware and some times provided Flight tickets and train tickets to him and to his family

members. Mr.Ramesh also made payment of School fees to his children, all together comes to Rs.5,00,000-00 from the money collected from the candidates applied for the Data Entry Operator, Driver posts.

But, the delinquent could not provide jobs as he promised and was retired from service on 28-2-2011. On coming to know about the retirement of the delinquent, the candidates, who paid money to Mr. Ramesh, started pressurizing him for returning the money.

Then Mr.Ramesh met the delinquent and demanded him to return the money, but the same was not agreed upon, for which some dispute arose between them. In this connection, Sri S.Sitharam, a journalist had entered into this issue on behalf of delinquent and agreed to pay some amount to them. Accordingly, Sri S.Sitharam collected an amount of Rs.3,00,000/- from delinquent and issued a Cheque to Smt.Shanthi for Rs.98,000/- and paid net cash of Rs.1,50,000/- to Mr.Ramesh in order to return the money to the candidates, from whom he collected the money. Mr.Ramesh had also executed a promissory note in favour of S.Sitharam to the amount received from him and also executed a promissory Note in favour of Smt.Shanthi on 28-3-2012 with a promise to return rest of the amount to them by July, 2012.

The enquiry revealed that Balaji Rao, Retd. SP (NC), (Now Retired) being a public servant, had collected money from different persons promising them to provide jobs for them and behaved in such a manner which is unbecoming of Govt. Servant of his post and derogatory to the prestige of the govt. Sri N.Balaji Rao, SP (NC) Retd indulged in illegal activities and collected money rendering him-self liable for suitable departmental action for violating conduct rules.

**T.P.DAS
PRINCIPAL SECRETARY TO GOVERNMENT**

// FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE - III

List of documents by which the articles of charge famed against Sri N.Balaji Rao, SP(NC) Retd., CID, Hyderabad are proposed to be substantiated.

- 1) Complaint of Sri M.Shiva. 1 sheet
- 2) Enquiry report 6
- 3) Original Statement of Sri M.Shiva 1 sheet
- 4) Original Statement of Sri G.Saidulu 1 sheet
- 5) Original Statement of Sri S.Saidireddy 1 sheet
- 6) Original Statement of Sri Amaragani Veeraswamy. 1 sheet
- 7) Original Statement of Sri Amaragani Madhu. 1 sheet
- 8) Original Statement of Sri Kotta Chandrashekhar.... 1 sheet
- 9) Original Statement of Smt.G.Shanthi1 sheet
- 10) Original Statement of Sri S.Sitharam1 sheet
- 11) Statement of A/c No, 20013644056 1 sheet in the name of Smt.G.Shanthi.
- 12) Statement of A/c 044101501535 1 sheet in the name of S.Sitaram
- 13) Copy of Promissory Note dt.24-3-2012 1 sheet
- 14) Extracts of Visitors Register at DGP's2 sheets complex main gate:

ANNEXURE - IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SRI N.BALAJI RAO, SP(NC) RETD., CID, HYDERABAD ARE PROPOSED TO BE SUBSTANTIATED.

- 1) M.Shiva .. Petitioner
- 2) U.G.Ramesh .. Friend of delinquent
- 3) G.Shanthi .. Known to U.G.Ramesh
- 4) Naga Raju .. Victims
- 5) Saidulu .. Victims
- 6) Saidireddy .. Victims
- 7) B.Ramesh .. Victims
- 8) A.Veera Swamy .. Victims
- 9) A.Madhu .. Victims
- 10) G.Ratna Kumar .. Victims
- 11) K.Chandra Shekar .. Victims
- 12) K.Raghavender .. Victims

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